

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

MICAH BRAY,

Petitioner,

-vs-

WARDEN, Lebanon Correctional  
Institution,

Respondent.

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Case No. 3:12-cv-303

:

District Judge Timothy S. Black  
Magistrate Judge Michael R. Merz

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**ORDER**

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This habeas corpus case is before the Court for initial review upon filing. Upon examination, the Court finds the Petition is not signed. Rule 2(c)(5) of the Rules Governing § 2254 Cases requires that the Petition “be signed under penalty of perjury by the petitioner . . . .” Accordingly, it is hereby ORDERED that Petitioner file an amended petition that is signed and dated as required on page 13 not later than September 28, 2012.

Petitioner also has not paid the \$5.00 filing fee or submitted an application to proceed *in forma pauperis*. The Clerk shall furnish Petitioner with the appropriate form and he shall file it or pay the filing fee not later than September 28, 2012.

September 12, 2012.

s/ *Michael R. Merz*  
United States Magistrate Judge